REMARKS

Claims 1-12, 14, 16, 18, and 19 are pending in the present application. In the above amendments, claim 2 has been amended. Applicant respectfully requests reconsideration in view of the following

Claims Allowed

Claims 14 and 16 are allowed. Applicants appreciate Examiners allowance of Claims 14 and 16.

Allowable Subject Matter

Claims 2-9 have been objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Accordingly, claim 2 has been rewritten in independent form. Claims 3-9 depend from claim 2. Applicants respectfully submit that claims 2-9 are now in a condition for allowance.

Claim Rejections Under 35 U.S.C. § 102(e)

Claims 1, 10-12, 18, and 19 have been rejected under 35 U.S.C. § 102(e) as being anticipated by Gelman et al. (U.S. Patent No. 6,415,329 B1).

For anticipation under 35 U.S.C. §102, the reference must teach every aspect of the claimed invention either explicitly or implied. Any feature not directly taught must be inherently present. (MPEP 706.02).

Applicant respectfully submits that Claims 1, 10-12, 18 and 19 are not anticipated by Gelman for the reasons set out below, and Applicants respectfully request reconsideration of Examiners rejection.

With respect to claims 1, 10, 18 and 19, Gelman fails to teach all the limitations of these claims. The discussion that follows is carried out with respect to claim 1, but the discussion applies to claims 10, 18, and 19 as well. Specifically Gelman fails to teach or disclose

transporting real-time data over a packet-switched network and a *circuit switched* network. Claim 1 reads:

A method for transporting real-time data over a packet-switched network and a circuit-switched network, comprising the steps of:

receiving an internet protocol (IP) packet from the packet-switched network at a designated point in the circuit-switched network;

generating a payload data packet;

aligning the payload data packet to a circuit-switched frame;

transporting the circuit-switched frame over-the-air to a wireless communication device;

extracting the payload data packet from the circuit-switched frame at the wireless communication device; and

generating a new IP packet from the payload data packet.

In addition, Gelman fails to teach or disclose the following: receiving an internet protocol (IP) packet from the packet-switched network at a designated point in the *circuit-switched* network, aligning the payload data packet to a *circuit-switched* frame, transporting the *circuit-switched* frame over-the-air to a wireless communication device, and extracting the payload data packet from the *circuit-switched* frame at the wireless communication device.

The Examiner states "Gelman discloses an apparatus for transporting real-time data over a packet switched network and a circuit switched network (Fig. 1), comprising means for receiving an internet protocol IP packet from the packet switched network at a designated point in the circuit-switched network 12 (Fig. 2 col. 8 lines 31-36)..." Applicants point out that Fig. 1 does not disclose a circuit switched network. Element 11 shows a packet switched network, a packet switched connection to the satellite network (14), and a packet switched network on the other end of the satellite network, elements 16 and 18. Element 12 as defined in Gelman is a source gateway. (col. 7 line 17). It is clear that element 12 is not a circuit switched network.

Gelman is directed to a method of communicating over a satellite or other high delay-bandwidth link which comprises receiving, at a source or client gateway, incoming packets

directed to a destination address, in a first protocol, preferably transmission control protocol (TCP) over internet protocol (IP), or TCP/IP. (Gelman, abstract lines 1-5).

Applicants carefully reviewed Gelman and could not find any reference to a circuit switched network. Nowhere in the text or figures is there any reference to a circuit switched network. Applicants request the Examiner to provide reference to where a circuit switched network can be found in Gelman. Absent any reference to circuit switched network, Applicants respectfully request the rejections be withdrawn.
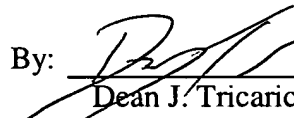
Applicants submit claims 1, 10, 18, and 19 are in a condition for allowance. Claims 11 and 12 depend from claim 10 and it follows that claims 11 and 12 are also in a condition for allowance.

<h1 align="center">REQUEST FOR ALLOWANCE</h1>

In view of the foregoing, Applicant submits that all pending claims in the application are patentable. Accordingly, reconsideration and allowance of this application is earnestly solicited. Should any issues remain unresolved, the Examiner is encouraged to telephone the undersigned at the number provided below.

Respectfully submitted,

Dated: June 14, 2004   By: _____

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